

REMARKS

Applicant respectfully requests the Examiner's reconsideration of the present application. No claims have been cancelled, amended or added in this response. Therefore, claims 1-45 are presented for examination.

**Rejections Under 35 U.S.C. §102**

*Klingler*

Claims 1-45 stand rejected under 35 U.S.C. §102(b) as being anticipated by Klingler, et al., U.S. Patent No. 5,404,316 ("Klingler"). Applicant respectfully submits, however, that the present claims are not anticipated by Klingler.

Klingler discloses a conventional graphical user interface which allows the user to implement image processing techniques without utilizing a primitive special programming language. A display includes one or more of the movie views from which the user can view and edit selected clips of a movie. A Player View 70 offers a viewing screen for playing or stopping an entire movie or selected clip therefrom. A Storyboard View 72 includes a two dimensional Storyboard array 104 which provides a grid upon which the clips 106-110 of a movie are arranged. Additionally, a Time View 74 includes a horizontal strip 112 displaying the clip or clips of the movie along with up to eight additional horizontal sound bands displaying the audio data associated with the clips shown in the framestrip 112. (Klingler, col. 6, ll. 48-55; col. 7, ll. 14-17; col. 8, ll. 13-18, Figures 3-6).

Independent claims 1, 10, 16, 22, 28, 34 and 40 each include the limitation of “a user interface having functionality to display only a single graphical representation of a time line.” The Examiner has referenced Figures 3 and 4 of Klingler as anticipating this limitation. However, Applicant respectfully submits that Klingler does not disclose this limitation. The Examiner is respectfully reminded that during patent examination, the pending claims must be given the broadest reasonable interpretation consistent with the specification. When the specification states the meaning that a term in the claim is intended to have, the claim is examined using that meaning, in order to achieve a complete exploration of the applicant’s invention and its relation to the prior art. (MPEP §2173.05(a)). A “time line,” as defined by Applicant’s Specification, is an extended object representing the time course of a presentation and the position of each reference element on the time line dictates the order of an associated clip and edit feature in the presentation. (Specification, p. 3, ll. 21-27).

Figures 3 and 4 of Klingler illustrate a Storyboard View and a Player View, respectively, neither of which is “a single graphical representation of a time line,” as claimed. Referring to Figure 3, the Examiner asserts that each clip of scenes shows the changing of time when playing, and thus anticipates the claimed single graphical representation of a time line. (Office Action of 9/4/03, p.6). However, Klingler explicitly discloses that the Storyboard View is a “non-linear organization of movie clips.” (Klingler, col. 3, ll. 13-16). The Storyboard View is a clip-by-clip perspective which provides a grid upon which the clips of a movie are arranged. (Klingler, col. 7, ll. 14-32, Figure 3). Thus the Storyboard View is not equivalent to a time line as claimed and as defined by Applicant’s Specification.

Referring to Figure 4, the Player View 70 is a viewing screen for playing or stopping an entire movie or selected clip, and is not a single graphical representation of a time line, as claimed. The Examiner has asserted that the 00:00:00.00 time indicator of Figure 4 is a time line of the clip being displayed in the viewing screen. (Office Action of 9/4/03, p.6). Applicant respectfully submits that a numerical display of time for a clip being displayed is not equivalent to the claimed time line. Furthermore, even assuming, *arguendo*, that the 00:00:00.00 time indicator of Figure 4 is properly interpreted as a time line, the claimed limitation of dragging or pasting a reference over the single graphical representation of the time line to insert an edit feature into the presentation is not disclosed. Klingler does not disclose or even suggest that a reference may be dragged or pasted over the 00:00:00.00 time indicator to insert an edit feature, or that the numerical time display has any other functionality.

Accordingly, it is respectfully submitted that independent claims 1, 10, 16, 22, 28, 34 and 40, and claims 2-9, 11-15, 17-21, 23-27, 29-33, 35-39 and 41-45 that depend from them, are not anticipated by Klingler. Therefore, Applicant respectfully requests the withdrawal of the rejection of the claims.

## Conclusion

Applicant respectfully submits that in view of the amendments and discussion set forth herein, the applicable rejections have been overcome and the pending claims are in condition for allowance.

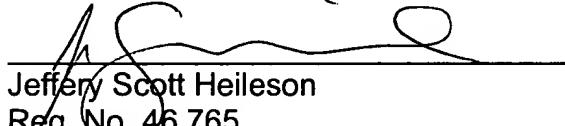
If the Examiner determines the prompt allowance of the claims could be facilitated by a telephone conference, the Examiner is invited to contact Scott Heileson at (408) 720-8300.

Authorization is hereby given to charge our Deposit Account No. 02-2666 for any charges that may be due. Furthermore, if an extension is required, then Applicant hereby requests such extension.

Respectfully submitted,

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